Customer Number 22,852 Attorney Docket No.: 05788.0389

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## **DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SOLID OXIL	DE PUEL CELL	•	
was amende	and/or March 30, 2006 as United Sta d on March 30, 2006 and/or September 30, 2003 as PCT	International Application	lo. <u>10/573,924</u> and in No. <u>PCT/EP2003/010821</u> and
I hereby state that I have amended by any amendme as defined in 37 CFR § 1.5	ent referred to above. I acknowl	contents of the above-i edge the duty to disclo	dentified specification, including the claims, as se information which is material to patentability
inventor's certificate or § 36 States, listed below and ha	35(a) of any PCT international a	application(s) designatir reign application(s) for	of any foreign application(s) for patent or ng at least one country other than the United patent or inventor's certificate, or any PCT which priority is claimed:
Country	Application Number	Date of Filing	Priority Claimed Under 35 U.S.C. 119
	·		☐ YES ☐ NO
		·	☐ YES ☐ NO
I hereby claim the benefi	t under 35 U.S.C. § 119(e) of a	ny United States provis	ional application(s) listed below:
Appli	cation Number		Date of Filing
	₩		

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or § 365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application(s) and the national or PCT International filing date of this application:

Application Number	Date of Filing	Status (Patented, Pending, Abandoned)

I hereby appoint the following attorney and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

## FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., CUSTOMER NUMBER 22,852.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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